

RESOLUTION OF THE GOVERNING BODY OF  
THE THREE AFFILIATED TRIBES OF THE  
FORT BERTHOLD RESERVATION

- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS, The Constitution of the Three Affiliated Tribes generally authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and Tribal members; and
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council recognizes the need to have the Fort Berthold Housing Authority build an additional fourteen (14) homes in the most expedient and economical manner since they have demonstrated sound management capabilities using the Force Account method; and,
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council agrees to insure completion of these fourteen homes using the Force Account method under Development Project ND 5-24; and
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council has had explained the requirements of funding all "excess costs" for the Fort Berthold Housing Authority's (FBHA) contract for fourteen (14) prototype log homes from the Department of Housing and Urban Development (HUD); and,
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council has determined that the most cost effective means of maintaining the necessary cost over run contingency allowance in the amount of \$ 20,250.00 is to pledge this amount from their IIM account #S-541; and,
- WHEREAS, The Tribal Business Council held a special meeting on June 13, 1988, of which five members were present, and passed by unanimous vote a motion pledging funds in their IIM account, #S-541, at the Fort Berthold Agency office of the Bureau of Indian Affairs, in the amount of \$ 42,520.00 for the prior Housing Contract for six (6) prototype log homes; and,
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council passed Resolution #88-110 -TL authorizing and directing the BIA Agency Superintendent to enforce the pledge of cash as escrow for cost over runs from IIM account #S-541; and,
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council has been informed by the Fort Berthold Housing Authority that the project shall be completed constructing seven homes at a time with the first seven (7) homes having a project cost of \$405,000.00 and the second seven homes having a project cost of \$378,000.00; and,
- WHEREAS, The Three Affiliated Tribes' Tribal Business Council has been informed by the Department of Housing and Urban Development that the current cash escrow in IIM account #S-541 may be reduced from \$ 42,520.00 to \$ 20,250.00 which will represent 5.0% of the first seven homes' project costs.

Resolution #89-109-TL  
Dated May 11, 1989

NOW, THEREFORE, BE IT RESOLVED, That the Three Affiliated Tribes Tribal Business Council hereby approves the pledging of Tribal funds in their IIM account, #S-541, at the Fort Berthold Agency office of the Bureau of Indian Affairs, in the amount of \$ 20,250.00, to cover any costs in excess of the HUD approved development costs, including contingencies, to ensure the completion of the fourteen homes construction project using the Force Account method under Development Project ND 5-24.

BE IT FURTHER RESOLVED, That this pledge of funds shall remain in force until HUD has accepted the completed homes and released this pledge on a per home basis or as a whole and that these funds pledged cannot and will not be used by the Tribes until the release from HUD has been received by the Tribal Chairman.

BE IT FURTHER RESOLVED, That the existing cash escrow in the Tribes IIM account #S-541 shall have a release in the amount of \$ 22,270.00 issued by the Department of Housing and Urban Development so that the Tribes may utilize these funds for their current budget needs.

#### C E R T I F I C A T I O N

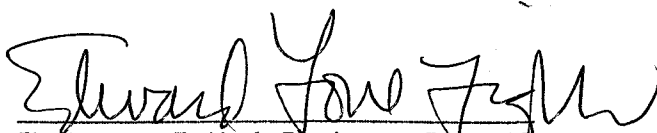
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitutes a quorum, 7 were present at a Regular meeting thereof duly called, noticed, convened, and held on the 11th day of May, 1989 ; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 1 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded and amends Resolution #88- -TL.

Chairman      X Voting      \_\_\_\_\_ Not Voting

Dated this 11th day of May, 1989.

  
Secretary, Tribal Business Council

ATTEST:

  
Chairman, Tribal Business Council